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MONTANA LEGISLATIVE HISTORY

Chapter 300 19 91

Bill H 816 S _____ Original bill & history ✓ C

H. Committee on	Business & Economic Development		S. Committee on	Business & Industry	
Hearing Date(s)	Feb 19	✓ C	Hearing Date(s)	Mar 08	✓ C
		C			C
		C			C
		C			C
Date Out	Feb 19	✓ C		Mar 12	✓ C

Did this bill originate in an interim committee? ____ Yes ____ No

Committee _____ Report _____

	TRANSMITTED TO SENATE		
3/16	FIRST READING		
3/16	REFERRED TO AGRICULTURE, LIVESTOCK & IRRIG.		
3/22	HEARING		
3/28	COMMITTEE REPORT—BILL CONCURRED		
4/04	2ND READING CONCURRED	47	2
4/05	3RD READING CONCURRED	49	1
	RETURNED TO HOUSE		
4/11	SIGNED BY SPEAKER		
4/11	SIGNED BY PRESIDENT		
4/11	TRANSMITTED TO GOVERNOR		
4/15	SIGNED BY GOVERNOR		
	CHAPTER NUMBER 425	EFFECTIVE DATE: 4/15/91	

HB 815 INTRODUCED BY LEE, ET AL.

ESTABLISH MASTER PLANS AND DEVELOPMENT REGULATIONS FOR LOCAL GOVERNMENT

2/13	INTRODUCED		
2/13	REFERRED TO NATURAL RESOURCES		
2/13	FIRST READING		
2/13	FISCAL NOTE REQUESTED		
2/19	FISCAL NOTE RECEIVED		
2/20	HEARING		
2/20	FISCAL NOTE PRINTED		
2/21	COMMITTEE REPORT—BILL PASSED AS AMENDED		
2/26	2ND READING PASSED	64	33
2/26	TAKEN FROM ENGROSSING AND REREFERRED TO APPROPRIATIONS		
3/20	HEARING		
3/23	TABLED IN COMMITTEE		

HB 816 INTRODUCED BY HARRINGTON

MAKE RECREATIONAL VEHICLES SUBJECT TO PROVISIONS OF AUTOMOBILE LEMON LAW

2/13	INTRODUCED		
2/13	REFERRED TO BUSINESS & ECONOMIC DEVELOPMENT		
2/13	FIRST READING		
2/19	HEARING		
2/20	COMMITTEE REPORT—BILL PASSED AS AMENDED		
2/21	PLACED ON CONSENT CALENDAR		
2/23	3RD READING PASSED	93	5
	TRANSMITTED TO SENATE		
2/25	FIRST READING		
2/25	REFERRED TO BUSINESS & INDUSTRY		
3/08	HEARING		
3/13	COMMITTEE REPORT—BILL CONCURRED AS AMENDED		
3/15	2ND READING CONCURRED	48	0
3/16	3RD READING CONCURRED	49	0
	RETURNED TO HOUSE WITH AMENDMENTS		
3/21	2ND READING AMENDMENTS CONCURRED	91	1
3/23	3RD READING AMENDMENTS CONCURRED	99	0
3/27	SIGNED BY SPEAKER		
3/28	SIGNED BY PRESIDENT		
3/28	TRANSMITTED TO GOVERNOR		
4/01	SIGNED BY GOVERNOR		
	CHAPTER NUMBER 300	EFFECTIVE DATE: 10/01/91	

HB 817 INTRODUCED BY R. JOHNSON

ALLOWING STATE AID TO PUBLIC LIBRARIES CREATED UNDER TITLE 7

HOUSE BILL NO. 816

INTRODUCED BY HARRINGTON

IN THE HOUSE

FEBRUARY 13, 1991	INTRODUCED AND REFERRED TO COMMITTEE ON BUSINESS & ECONOMIC DEVELOPMENT.
	FIRST READING.
FEBRUARY 20, 1991	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
FEBRUARY 21, 1991	PRINTING REPORT.
	POSTED ON ALTERNATE CONSENT CALENDAR.
FEBRUARY 23, 1991	THIRD READING, PASSED. AYES, 93; NOES, 5.
	TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 25, 1991	INTRODUCED AND REFERRED TO COMMITTEE ON BUSINESS & INDUSTRY.
	FIRST READING.
MARCH 13, 1991	COMMITTEE RECOMMEND BILL BE CONCURRED IN AS AMENDED. REPORT ADOPTED.
MARCH 15, 1991	SECOND READING, CONCURRED IN.
MARCH 16, 1991	THIRD READING, CONCURRED IN. AYES, 49; NOES, 0.
	RETURNED TO HOUSE WITH AMENDMENTS.

IN THE HOUSE

MARCH 21, 1991	RECEIVED FROM SENATE.
	SECOND READING, AMENDMENTS CONCURRED IN.
MARCH 23, 1991	THIRD READING, AMENDMENTS CONCURRED IN.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

HOUSE BILL NO. 816

INTRODUCED BY Harrington

A BILL FOR AN ACT ENTITLED: "AN ACT SUBJECTING RECREATIONAL VEHICLES, INCLUDING MOTOR HOMES, TO THE PROVISIONS OF THE AUTOMOBILE LEMON LAW; AND AMENDING SECTIONS 61-1-132 AND 61-4-501, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 61-1-132, MCA, is amended to read:

"61-1-132. Recreational vehicle. The term "recreational vehicle" as used in 61-4-101 through 61-4-105, 61-4-501, and 61-10-141 includes travel trailers as defined in 61-1-131, motor homes as defined in 61-1-130, and other self-propelled vehicles originally designed or permanently altered to provide temporary facilities for recreational, travel, or camping use."

Section 2. Section 61-4-501, MCA, is amended to read:

"61-4-501. Definitions. For purposes of this part, the following definitions apply:

(1) "Collateral charge" means all governmental charges, including but not limited to sales tax, property tax, license and registration fees, and fees in lieu of tax.

(2) "Consumer" means the purchaser, other than for purposes of resale, of a motor vehicle that has not been brought into nonconformity as the result of abuse, neglect, or unauthorized modifications or alterations by the purchaser, any person to whom the motor vehicle is transferred during the duration of an express warranty applicable to the motor vehicle, or any other person entitled by the terms of the warranty to the benefits of its provisions.

(3) "Incidental damage" means incidental and consequential damage as defined in 30-2-715.

(4) "Motor vehicle" means a vehicle, including a recreational vehicle as defined in 61-1-132, propelled by its own power, designed primarily to transport persons or property upon the public highways, and sold in this state. The term does not include ~~a motor home as defined in 61-1-130~~, a truck with 10,000 pounds or more gross vehicle weight rating, or a motorcycle as defined in 61-1-105.

(5) "Reasonable allowance for use" is an amount directly attributable to use of the motor vehicle by the consumer and any previous consumers prior to the first written notice of the nonconformity to the manufacturer or its agent and during any subsequent period when the vehicle is not out of service because of nonconformity. The reasonable allowance for use shall be computed by multiplying the total contract price of the vehicle by a fraction having as its denominator 100,000 and having as its

INTRODUCED BILL HB 816

numerator the number of miles that the vehicle traveled prior to the manufacturer's acceptance of its return.

(6) "Warranty period" means the period ending 2 years after the date of the original delivery to the consumer of a new motor vehicle or during the first 18,000 miles of operation, whichever is earlier."

-End-

HOUSE STANDING COMMITTEE REPORT

February 19, 1991

Mr. Speaker: We, the committee on Business and Economic Development report that House Bill 816 (first reading copy -- white) do pass as amended .

Signed: _____
Bob Bachini, Chairman

And, that such amendments read:
1. Page 2, line 10.
Following: line 9
Insert: "(4) "Manufacturer" has the meaning applied to that word in 61-4-201."
Renumber: subsequent subsections

Technical Council process. Again, because she is familiar with and have studied this particular section, there is really a lot of confusion at the federal level where the codes are made. From all the background testimony there is no clear reason why this was not in the codes. It is very controversial. Her company has 500,000 natural gas customers. Because of her familiarity with this, she thinks it needs to be handled through legislation. She is in favor of this bill.

REP. BACHINI has a problem with the bill. First of all, as we heard from the Department of Commerce, they can do this administratively, there is no need to come in here with legislation. It can be handled without law. He opposes this bill because he doesn't think it is needed and the Department can handle it. At the national level they cannot agree or disagree about whether or not they should be below grade, so the Fire Marshalls are not taking any position on the national level and that is why the State is not taking any position.

REP. McCULLOCH is not a rural person. He grew up in a big city where the company lit the pilot light. There were few incidents. He sees no reason why this bill shouldn't pass.

REP. TUNBY opposes HB 655. The safety issue needs to be addressed. Three people in his neighborhood were killed in a propane explosion. His neighbor has a new furnace.

REP. ELLIS disagreed with **REP. TUNBY**. People are going to do things that are unsafe. There are over 10,000 of these installations over the State and these people will be facing putting in new furnaces.

REP. KNOX thought the propane safety record speaks for itself.

REP. PAVLOVICH said the Fire Marshal was not opposed.

REP. LARSON said they are not supposed to supply gas to a substandard hookup. If they are not supplied, a customer is lost and someone else will pick him up. Those people are being put in the position of requiring upgrading of installations.

Motion/Vote: **Motion HB 655 DO PASS AS AMENDED passed with REPS. CROMLEY, DOWELL, HANSON, TUNBY, BACHINI VOTING NO.**

HEARING ON HOUSE BILL 816

Presentation and Opening Statement by Sponsor:

REP. DAN HARRINGTON, HD 68, Butte, said HB 816 is very simple. It is an Act subjecting recreational vehicles, including motor homes, to the provisions of the automobile lemon law; and amends Sections 61-1-132 and 61-4-501, MCA. It deals simply with putting RV's under the lemon law in the state of Montana. In 1985 the

state lemon law was passed. The Senate committee struck RV vehicles from the bill. The DOC Consumer Affairs Office has had problems with RV vehicles because they are not at this time under the lemon law. This bill would correct that. The stoves and none of the utilities are covered in this. This bill covers the basic vehicle.

Proponents: None.

Opponents: None.

Discussion:

REP. BENEDICT asked what the Lemon Law is. **REP. HARRINGTON** explained it basically sets up standards for automobiles, light trucks which have had some serious defects. After four times a vehicle has been brought back to the dealer and still is not operating as it should, it goes back to the manufacturer and is properly fixed or replaced. Most of these companies have arbitrage bonds for $40,000. After bringing a car back four times for the same problem, they a person has a right to go to arbitrage or the dealers through the manufacturer. Light trucks have be replaced or repaired satisfactorily. **REP. BENEDICT** asked how long is this guarantee good for. **REP. HARRINGTON** said after a certain period of time they are not responsible for this.

REP. BACHINI asked if this is to the manufacturer. **REP. HARRINGTON** explained this goes through the dealer to the manufacturer if you get a lemon. **REP. BACHINI** said it is the dealer we are addressing, not the manufacturer. People buy these very expensive motor homes, and they are having all kind of big problems with them. **REP. HARRINGTON** said if the dealer does take back one of these lemons, he resells it without telling them about it. He gives twice the cost back to the owner. He turned around and sold that car. The person got twice the amount of money he paid for it.

REP. WALLIN said you could have a little different problem. Whose is going to make reimbursement. Is it going to be Ford General Motors who made the chassis or the people who made the body. You will have a difficult time assessing who is going to buy out the cost of the chassis? **REP. HARRINGTON** said these vehicles cost $30-$50,000. The basis of this is if the chassis is causing the problem, they would be responsible. They both go together to build a vehicle for sale and they should both be responsible to see that it is not a lemon. **REP. WALLIN** said those taken back by the factory are always tagged. They have to be sold but the people are notified at the auction that it is one of those that was taken back because it had trouble. He can see a tremendous lot of problems.

REP. BACHINI could see a little problem here. They are taking them back to the dealer and he is saying he isn't responsible. He suggested putting it on the manufacturer.**REP. HARRINGTON** said he

bout one of these five-year guarantees on a car. In the meantime that dealer no longer carried that brand of car and he said he wouldn't take care of that. You buy an extended warranty and so they are no longer responsible. He wouldn't want to take the dealer completely off the hook. Make sure the person who sells the car is liable.

REP. DOWELL said in looking over the law there were three exclusions, one was for motor homes, another for trucks 10,000 GVW or greater and a third for motorcycles. Has anything been done on the other two areas except for motor homes? **REP. HARRINGTON** said RV vehicles are the only ones who have contacted him.

REP. ELLIS said the motor home puts in the most value. The manufacturer of that should be the responsible person. Are you looking for problems in the chassis or the whole unit? **REP. HARRINGTON** is talking about the basic vehicle itself.

REP. STELLA JEAN HANSEN thought it is up to the manufacturer of that RV vehicle to replace it. **REP. HARRINGTON** said the manufacturer should be liable, but the person who sold that vehicle should be liable. He should have to work with the manufacturer. The dealer should work with the buyer back to the manufacturer.

Closing by Sponsor:

REP. HARRINGTON closed saying the bill could be amended to make it better if so desired.

HEARING ON HOUSE BILL 779

REP. BRENT CROMLEY, explained HB 779 is an Act revising the Small Tract Financing Act of Montana; providing a limitation on the time that nonjudicial foreclosures may be delayed by the intervention of stays; and amending Section 71-1-315, MCA. In 1963 the Montana Legislature passed a Small Tract Financing Act that basically gave an alternative to financing homes. It deals with smaller tracts of land, originally 15 acres or less; it is now 30 acres or less. It is an alternative means of financing the mortgage. The original way of financing was the mortgage and if there was a default on the mortgage, the lender would go to court, bring a suit to collect the money, take the house back and collect a deficiency judgment.

The Small Tract Financing act has a different means of enforcing a foreclosure. There is a 120 day period in which notice is given. Notice is given in three ways: by certified mail return receipt signed by the lender and all the other parties interested, posting in various places in the county and on the residence, and by publishing in the newspaper. All of this process has to give the owner of the home at least a 120 day notice. The advantage to the lender of going to the Small Tract

the loan current on the home. They would just have to pay the back payments and the fees incurred. A couple of notices staying the sale can rum $400 to $600.

REP. STELLA JEAN HANSEN asked if there are any homes financed this way. **REP. CROMLEY** stated most of them are.

REP. WALLIN thought most homes are financed through a federal mortgage where they could sue for a deficiency judgment. Most of them are Trust Indentures now. Is there a dollar amount restriction? **REP. CROMLEY** a federal mortgage loan usually means on personal property. A real estate mortgage, especially in commercial where a bank is concerned about repayment, they may want to make sure they are protected and want to go after a deficiency judgment in which case this would not apply. There are a lot of advantages to the lender and the borrower, and this is designed to give a little more time to that Notice of Sale. A person can go into bankruptcy and get the stay lifted. Bankruptcy courts are slow and it may go on past the 120 day period. They are just completing the sale.

Vote: **Motion HB 779 DO PASS was adopted with REP SCOTT voting NO. REP. SONNY HANSON was absent.**

EXECUTIVE ACTION ON HB 816

Motion/Vote: **REP. PAVLOVICH moved HB 816 DO PASS. He also moved REP. LARSON amendments in concept be adopted. Amendments were adopted. REP. PAVLOVICH moved a motion HB 816 DO PASS AS AMENDED which passed unanimously with REP. SONNY HANSON absent.**

ADJOURNMENT

Adjournment: 11:30 a.m.

Rep Bob Bachini
REP. BOB BACHINI, CHAIRMAN

Jo Lahti
JO LAHTI, SECRETARY

BB/jl

Discussion:

None

Amendments, Discussion, and Votes:

None

Recommendation and Vote:

HB 479 passed unanimously. Senator Gage will carry the bill.

HEARING ON HOUSE BILL 816

Presentation and Opening Statement by Sponsor:

Representative Dan Harrington, sponsor of the bill, stated that in 1983 we passed a lemon law for the state of Montana which is a protection to the consumer against automobiles. It has forced the automobile industry to recognize the fact that we do have this law. From time to time, they have been able with cars that have been brought in to state that these cars are lemons, and the people are either given a new car, or their car is repaired to their satisfaction. When the law was passed in 1983, the senate removed RV vehicles. There has been some serious problems with the purchasing of these vehicles.

Proponents' Testimony:

Joseph Schrage, an RV owner, stated that last March they purchased a sixty eight thousand dollar motorhome. They have had nothing but problems. They checked the lemon law, and they informed them that it was only up to ten thousand pound vehicles. It leaves them out completely. They submitted a written letter to the winnebago industry (See Exhibit 4).

Violet Schrage, an RV owner, stated that not only do they have problems with the motor home itself, there has been three factory recalls on the brakes. They are literally afraid for their lives. They have no recourse without a lemon law with an RV.

Opponents' Testimony:

None

Questions From Committee Members:

Senator Williams asked if winnebago make their own chassis.

Joseph Schrage replied that they make several different ones.

Senator Williams asked if winnebago has a warranty on their chassis.

Joseph Schrage replied no.

Senator Lynch asked if Representative Harrington had any objections to the amendments.

Representative Harrington replied that the problem he has is the fixtures, etc. should be included. Thirty thousand dollars of the sixty four thousand dollars would be the fixtures. They should be covered in the lemon law.

Senator Williams stated that there should be separate warranties for different fixtures.

Closing by Sponsor:

Representative Harrington closed by saying that he will try to amend the bill. It is important for people to know that they can come to Helena.

HEARING ON HOUSE BILL 779

Presentation and Opening Statement by Sponsor:

Representative Brent Cromley, sponsor of the bill, stated that this is a fair bill. Trust indentures, since 1963 have been used as an alternate financing vehicles by lenders and buyers. The trust indentures have advantages to both the lenders and the buyers. The lender, if a foreclosure is required, there is a notice that is given to the homeowner through publication at home. There is a period of one hundred and twenty days, which must elapse before the sale takes place. The advantage to the buyer is that once the process goes through the sale, there can be no deficiency judgement in the state of Montana. This bill comes from a problem when the homeowner or purchaser files for bankruptcy, sometimes during this one hundred and twenty day period. The intent of this bill is to extend the period of time for the original sale in order to avoid the duplication of the original costs and the original notices that have gone out. This bill would allow the trustee at the time that the original scheduled sale, to extend the period of thirty days beyond the original date of sale. This can be done a maximum of four times.

Proponents' Testimony:

Gene Philips, representing the Montana land title association, Jock Anderson, and the first interstate bank of Montana, stated that all of these entities support this bill.

Bill Leary, representing the Montana banker's association, stated that they support HB 779.

Bob Pyfer, vice president of the Montana credit union's league, stated that the bill will save costs and delays to all parties concerned.

ROLL CALL

BUSINESS AND INDUSTRY COMMITTEE

DATE 3/8/91

52ND LEGISLATIVE SESSION

NAME	PRESENT	ABSENT	EXCUSED
SENATOR BRUSKI	X		
SENATOR FRANKLIN	X		
SENATOR GAGE	X		
SENATOR HAGER	X		
SENATOR NOBLE	X		
SENATOR THAYER	X		
SENATOR WILLIAMS	X		
SENATOR KENNEDY	X		
SENATOR LYNCH	X		

Each day attach to minutes.

DATE 3/8/91

COMMITTEE ON BUSINESS & INDUSTRY

VISITORS' REGISTER

NAME	REPRESENTING	BILL #	Check One: Support	Check One: Oppose
Joseph C. Schrage	R.V. Lemon Law	HB 816	✓	
Robert W. Schrage	Lemon Law	HB 816	✓	
Mr. and Mrs Frank Reinicke	R.V. Lemon Law	HB 816	✓	
JEROME D. WINES	R.V. " "	HB 816		
R Budd Gould	Sponsor	HB 76	✓	
JACK HAYLIE	Self	HB 479	✓	
Bill Wayland	Beer & Wine Business	HB 76	✓	
DAVE Hewitt	Beer Wine Dist.	HB 76	✓	
ED BRANDT	Beer + Wine Dist	HB 76	✓	
Dale Mackowich	Beer + Wine Dist	HB 76	✓	
Karl Ream	MBWDA	HB 76	✓	
Pete Neckop	Briggs Distrib.	HB 76	✓	
Brian C. Clark	Beer & Wine Wholesale Assoc.	HB 76	✓	
Robert Zuccoli	Beer & Wine Dist.	HB 76	✓	
Diana Kaon	Dept Revenue	HB 76	✓	✓
GENE PHILLIPS	MT. LAND TITLE Assoc	HB 779	X	
Mona Jamison	WINE INSTITUTE	HB 76		X
Sydney Abrams	Wine Institute - Calif, Ore + Wash	HB 76		✓
Don Bracopp	Intermountain Dist	HB-76	X	
Robert MacGregor	Horizon Lodge	HB 479	X	
Dave Senn	Board of Investment	HB 479	X	
Steve Stanley	C.E.O Horizon Lodge	HB 479	X	
Bob Pyfer	MT Credit Unions League	779	X	

(Please leave prepared statement with Secretary)

SENATE BUSINESS & INDUSTRY
EXHIBIT NO. 4
DATE 3/18/91
BILL NO. HB 816

November 27, 1990

Joseph C./Violet W.
Schrage
6310 E. Side Hwy.
Florence, MT 59833

John K.

Mr. Hanson, President
Winnebago Industries Inc.
P.O. Box 152
Forest City, Iowa 50436

Dear Mr. Hanson,

In March of this year, 1990, we traded our 1976 Winnebago 26' (bought second hand with 16,000 miles on it, 66,000 when we traded it) in on a 1990 Chieftan, 31' FT Winnebago. I am writing to you because I am vexed, angry and down right mad at the way this motor home came to us from the factory.

I understand you are called Mr. Winnebago because you started the firm and also have been told you have had to take the reins back again just this past year. Well, I certainly hope you can make the company run better again.

We bought Winnebago because we were very well satisfied with our old one. We bragged on the quality to everybody. We had hoped to get the same on this new one. No way.... let me tell you how bad it is.

I am not a college graduate or an engineer with all those degrees, but I think I could sure do much better on some of the things in this "tin Lizzy" we have been taken with. I'll start from the bedroom and work out.

I like the idea of the twin beds lifting with the shock absorber, great idea, but would you look at the little boards that hold the bed together - stapled, and to which the absorber pushes against? Just how long will that hold up? The MH is 8 months old and already the staples have pulled out. That cute little head board for the beds is nice, but ask your wife about bedding on the beds. She would know you put a mattress cover, sheets, blanket and that cute little "slick" bedspread on the bed. Then, you can't get the beds up, they hit the headboard. Yes, our dealer, Rangitsch Bros. in Missoula fixed it for us. They moved the beds down. The form that the mattress is in, just fits the mattress. How are you to put your bedding over the mattress and have it fit back in that form? You don't. A man must have done that little job--a woman would have known better.

The slick little bedspread that everything slides off of, is color coordinated nicely with the curtains, etc., but they have to be dry cleaned. Now I ask you, when travelling around, where do you stay long enough to get something dry cleaned? Not practical in my book. Must have been a man again. Something you can wash as it gets dirty seems more appropriate. Besides, those little "curtain" boxes around the window are just in the right place to hit your back or your shoulder, depending on where you are in the bed at the time. I have the feeling I have to lay towards the outside of my bed in order not to hit them at night when I turn over. Also those covers must have to be taken off once in a while to wash. Dry clean Besides, they are nailed to the wall. If I do get them off, I'll bet you ten to one they are glued to that little board.

Those elongated handles to open the windows are another thing. How long do you think the strips on those curtain boxes will stay clean when you have to rub against them each time you open the window? Already the one in our bedroom is getting dirty and then how can I clean them? Nailed on and glued to the board... We plan on putting a plastic 4" circle around the back of each knob, in order to keep them from getting dirty. Must have been

a man again. Any woman knows you will always have a dirty spot there and therefore need to clean it. Out in the front part, as you let the blinds down, they hit on these little window opening rods on the way down and then stop. Try and get them to finish going down again. The one by the davenport just wouldn't come down without a few cuss words. I finally take it manually from the bottom and pull on it as we let the cord down. Very tempermental, they all are. The one by the door over the chair, the little curtain box is built right over both ends so you have to fight to let the blind down and also to open or close the blades. We finally gave up and leave it down all of the time.

Let me tell you about the front curtains. The book says to expect 5% shrinkage. First trip out to a little town only about 40 miles from home. I'm a musician so we got the basement model just for me. A nice place to put my accordian, keyboard, speakers, violin and books. We used the bigger one towards the back. The information says they are sealed. So much for that problem now. We parked in the local city park. No water or electricity. Come night, I went to pull those front curtains. They would not close enough to fit. Well, There's another way to skin a cat, I will close the curtains behind the seats. One of them would come closed only 6 inches from the wall because the track had been put up with the screws at an angle so when you pulled the curtain, the hangers would catch on the screw heads. I would like to meet the worker that put that in. Poor workmanship.... I talked with our dealer and saleman. I was told the COMPUTER has it figured with eight inches to spare. Then take your computer out and let it try and keep those curtains closed! I took Tony, the manager out and showed him what I was talking about. He took the screws from the end and brought the curtain closer to the center. With them adding velcro strips, we now can force the curtains closed. 5% shrinkage? Then what am I going to do? I don't like the velcro because I think just a bit more on the material would suffice, but then I'm not thinking cost effect am I? Cost too much to add six inches of material on those curtains? I wonder. Yes, they got a new track for us and put it in. Just as bad or worse than the factory. I think the next time, we'll order the part and put it in ourselves. At least we'll start at the center and work out instead of the other way it seems they have done.

I like the pleated shades in the bedroom. Color coorinated and all. They stay just where you put them. I like that. Only trouble is, poor workmanship again. I pulled one down when we were at a state Good Sam Samboree at Butte, Montana. It came right down in my hand. Joe, my husband, had to wire it up until we got home to find out how to fix them. It pulled out from the top. Somebody didn't do their job again.

The T.V. plug in for the bedroom is just hanging on the wall. The electrical box is not fastened to a stud, it's just hung on the paneling. How long do you think that will last before the paneling starts cracking?

The shower works fine. I like that. My only worry and it is a real worry, is that the shower floor isn't braced enough and it may crack some day. Yes, we've talked with several other people all ready that the little bath tub has cracked. There is an air space between the insulation that was placed under the tub and the floor. You know we didn't buy this MH just for a year or two. $68,700.00 is a lot of money in our book, maybe not in yours, so we intend to live in this MH for quite some time. We can't afford to buy a new one every two or three years like you do a car. We had hoped this one would last us for quite a while.

The shower door drips the complete length of it when you open it after a shower. Now maybe one of your engineers can think of a way to stop that. I know we can just put a towel down, but is that really necessary? Must be some way that could be prevented. I like the little skylight in the shower. Gives you enough light to shower by.

The toilet is another story. You go in and sit on the throne and try to get up without knocking the towel rack off. What a place to put it. I know there's not much room in there but after knocking ours off so many times, Joe finally looked into why it would come off in the first place. The screw that holds this Taiwan made piece of stuff in place, was put in crooked and broke off. Another shoddy workman at work. Made in Taiwan, why can't you buy American? Cost effective again I suppose. I know you have these MHs on an assembly line, but then slow that sucker down so they can get their work done right for the quality that Winnebago used to be known for. I like the double doors in the bathroom. One that folds out from the kitchen side. I'd like to meet that workman, again, too. The clip or lock that holds it in place at the top, was up ¼" too high and you had to take the door, physically, pull it down to get past the lock and let it back up to open. Of course, reverse when closing.... Also the little twist lock on the side facing the kitchen, - any one knows when you have a twist lock, the plunger goes clockwise to close. Not on my MH, it's the opposite, counterclock wise. Even me, a woman, knows that much. Put in backwards?

I like the china toilet bowl, but Joe doesn't. It's shaped too flat and each time he sits down for his business, he gets the floor wet unless he takes unusual precautions. He thought he was wetting on the floor all the time. He would clean it up because he knew I would get on his case. Well, we took a trip out to Seattle to where our daughter lives. We had that same trouble again and Joe was really mad with himself. He wiped up the wet spot and off to the zoo with the daughter and granddaughter we went for the day. When we got home, yes sir, that wet spot was still there. Then we knew. It wasn't Joe, something else must be wrong. We took it back to the dealer and the seal at the bottom of the toilet was the wrong one. Put in wrong from the factory. Why wasn't this noticed? Quality control? I wonder. Now that they have fixed that part, it's leaking somewhere else, we can't find. At least it's not on the carpet!

Of course after that the rug needed to be cleaned and I guess it was. We now have a permanent mark around the stool. I've tried to clean it to no avail. Also the spot on the floor where the dealer said has been cleaned, seems to be there still showing dirt. We cover it up with a rug. All this for a new machine? I don't think so. Makes me mad. I don't like cover-ups. I bought a new MH, I would like to keep it that way for a while at least. I know I'm not the best of housekeeper, but I sure try to keep it looking new as long as possible.

The control panel board acts up. We seem to always have a full sewer tank. We know we don't as we've just dumped the tank but the control panel tells us it's full. The dealer told us the way your ENGINEERS have designed the system, toilet paper falls down on the sensors and they react of course, telling us the tank is full. So we know different, that doesn't help when you've been on the road for days and don't know if it's full for sure or not. The old '76 didn't give us a bit of trouble that way. If we didn't have so much money wrapped up in this tin Lizzy, I'd take my old one back. In fact, I told the dealer as much. Joe said that if you wouldn't put the sensors all in a straight row up and down, stagger them so the paper won't hit them would help. The sewer from the toilet to the tank is offset so the sewerage is put against the tank right on the sensors.

This '90 MH was a factory demo for the Arizona show. We had a deadline to buy it and get the 9.9 interest rate. We like that. We bought it sight unseen because of the good old 1976 Winnebago and the name your company carried. It was a twin bed, blue color like I wanted and most of the other things we could live with. Being a demo, it had a lot of extras. First of all, it's not blue, but sea-green, I'll have to live with that. The micro-wave was to be a convection oven. It's not, it's just a micro-wave with a browner. Can't bake bread or cakes in that. I'll have to live with that. The cute little spice rack, an extra, must have been put there by a man. Any woman knows, you've got two hot pans on the front burners, you

want to get your spices. The fold-up cover for the burners is back against the rack. Now you tell me how you're going to get the spices out with the fold-up cover against the rack? Must have been a man. I know there's no place else to put it, but then how come your designers didn't think about that first?

Joe being a cook, likes the big shelf or cupboard for the pans. I know this would be where the oven goes, so we'll have to live with that. The refrigerator door keeps coming open at the most in-appropriate times (the shelves slide back and forth) like down a curvey road following the river bed. We've talked to others about that same problem. I like the availability of this lock, but not the stability. Must be a better way to keep that door closed without putting tape on it. The shelves in it seem to be too small for most cans or jars of pop. I know you buy them from another sub-contractor, but can't they design them a little bit higher shelved. They are made in place, so you can't adjust the shelves. I would like to be able to adjust them to fit my needs. Not quite your department in that sense, but would like that to be recommended.

Your designers have put in this nice wallpaper. That's okay for looks but what about around the stove and the sinks? Just how long do you think that will last around the stove where the grease is spattering all the time? I know it's washable anyway that's what they tell me. How long will the design last when you wipe the grease off each and every time you splatter? The same deal around each of the sinks. We have put up clear plastic along the stove. That I can wipe and not take the design off the wallpaper. It's pretty but not practical again. One of your educated designers thought of that?

Cupboards, only one in the whole MH has adjustable shelves. What am I supposed to do with the rest? I know we need long shelving for the big things, but we just don't have ALL big things. Cost effective again? I don't think so. I would like my cupboards to have shelves so that I could adjust them myself. I like the oak cupboards. One of our mobile homes that we lived in had all oak paneling. Easiest thing to keep clean. Beautiful, too. As it aged, it got prettier. All I had to do was Pledge them and they were as good as new.

The dinette table seemed to be sloping down towards the outside of the MH. We would put something on the table and it would run down to the end. Finally figured out why. It's 1-1/8th inches higher on the aisle side than the wall side. When the table leg was put on, I suppose they are all a certain length, but they put it on top of the carpet. That isn't all that makes it uneven as it's a lot more unlevel than that much. The top seems to have a bump in it as if there's a separation in the pressboard. I'm beginning to feel this was a Friday night hurry-up for the week-end deal or a Monday morning hang-over job.

When you make the bed down in the front room, it fits against the dinette and you can't get through without crawling up over the bed. We had intended to take my 84 year old mother along with us on trips, but she wouldn't be able to get over the bed to go to the bathroom at night. Get some of your sheep-skinned people to figure that one out. I know how I'd do it.

The switches by the door... The first thing my mom did when she went in to see the new MH, - turned every one of those switches the opposite way, accidently with her hand as she pulled herself up the steps with the hand rail. Even I know how to fix that... put the set of switches back closer to the door. They will still be available, but you won't be shutting them off or on as you come up the steps. I've turned the darn step off many times myself until we got into the habit of watching ourselves as we came into the doorway. That shouldn't be necessary, it wasn't with our old one.

The Winnebago isn't the only MH with this problem - but as you come into the door, you automatically grab the top of the dinette to help yourself in on the steps. Of course, you know what will become dirty, fast... like everybody else, I've put a towel across that part of the dinette. Is it necessary? Can't your engineers or designers figure that one out better? I like to have my furniture uncovered. That's why I bought the color we have because I want

to show it off, but you can't do that with these light colors because you'd be cleaning constantly. Some MHs have the dinette on the other side. I guess that would work, but then that's not your configuration. Do any of your designers or engineers even go into a MH and see how these things turn out after they have put them on paper? Do they ever ride or stay or own one of their own so they can see how these things work for real? I sure would like to hire on as a on-the-road inspector for you. Maybe I could help with some ideas.

We've had nothing but trouble with the screen door. It will not stay hooked no matter what the dealer or Joe does. We've tried three different things to try and get it to work. The velcro from the factory is a laugh. It didn't even hold until the MH got to Missoula. We tried bigger pieces of that. No such luck. Design again... Our old one worked fine, but then somebody always has to take the "tried and true" and make something new that doesn't work. We noticed you finally have the proper catch one year later on the MHs for 1991. Too many complaints?

The basement model was especially for me as I said before. I looked forward to getting that part of the MH the most. Sealed and heated as I said before. Well, took our trip and when we got home, Joe needed something from the basement and lucky he did because we wouldn't have looked into that part for a long time. Yes sir, sealed, my foot! My accordian was wet, the case on the keyboard was warped, the case on the speakers was just as bad. We took them all out and set them around the house for a week to dry. I had to open the accordian to dry the bellows out. Yes, the dealer said he had them fixed. When Joe checked the one behind the front tire, it still has rocks and dirt in it. They didn't fix it at all. We know how we are going to do it, but as I said before, it shouldn't be necessary when you buy a brand new rig. Your brochure says all that stuff in in there, not ours it isn't. Sealed, like heck

The night we spent in the local city park, was a cool night so we ran the generator for our meals and a little heat. Joe noticed oil on the grass the next morning. When we went back to the dealer, he said to keep the oil in it and we could take this trip for the Good Sams back to eastern Montana for the Spring Meeting, then take it to the authorized dealer here in Missoula after we got back. We did just that. A hole in the casing - from the factory is what we found out was wrong. Can you believe that? The dealer could elect to get a new one or replace the casing. After Joe talked with him, he decided to get a new one. Couldn't replace the thing for 6 months! All's well? no way, the dealer started the time of guarantee from the old generator. He didn't give us the benefit of the new one so we have time on the new generator that wasn't even used. That generator we had to take back three times to get adjusted. The dealer charged us for work one time until Joe read our guarantee and made them give us part of that back anyway. Quality control? I wonder.

When you want to turn the passenger chair around for more seating capacity, it hits the curtains on the sides so bad you have to force it by. Design again? It's so slow in the maneuverability that I just don't even bother. My old Winnebago wasn't that way. One foot pedal and I could turn that seat around as fast as I could step out of it.

The snaps that hold the side curtains and the ones behind the seats, are not lined up. One at the top, you can snap correctly, the one at the bottom is so close to the passenger side window frame, that you can't snap it unless you work it for minutes at a time and a few cuss words, to boot. I finally just gave up and leave it undone. Another shoddy workmanship job. Makes me angry each time I go to snap that curtain back.

The screen on the front passenger side is unworkable. The dealer tells us they are all that way and that they have complained about it. Can't your engineers figure something else out? I have finally figured out how to open my window after breaking three finger nails and using some language that I usually don't. I physically lift the screen out and back so I can open the window when I need to. There must be a better way, even your dealer agrees on that.

Those cute little fans by each side of the front window - well, first trip out, two or three drops of grease came out of the driver's side fan. I know that's not much but after all, a drop of oil in that size of a fan is about all it takes to make it break. Yes, we've documented it. The dealer knows about that.

Our T.V. had a cracked printed board made by Magnavox. The repair man told us that would have had to been from the factory. How many times in Montana do you use a T.V. when you're out fishing, etc.? By the time we figured out the T.V. wasn't working and not the stations, the guarantee was off. We are writing to the factory about that, too.

Holiday Rambler has a check-off list that the dealer has to take care of before he can let the vehicle go to the buyer. Winnebago has no such thing they tell us. We think that would be a good idea that way the dealer has to show if he checked the oil, water, etc. Maybe that's something you can add so we will get better equipment out here on the buying end of the stick. At least that would put the finger on the right place. Nobody could pass the buck.

On this trip to eastern Montana, we also ran into a rain storm. Yes sir, I got wet sitting there watching the rain. Water rain down my side window from the frame. I got a cloth thinking just a little leak. I ended up getting a beach towel, covering the radio speaker with a magazine so we wouldn't lose that, and wiped up with the rag as much as I could to keep from running a stream. We tried to get that fixed at the next town, but no such luck. Nobody could do that type of work. Thank goodness it didn't rain any more until we got home. Three times the dealer has had the MH in trying to find the leak. He thinks he's got it now. Your brochure says you water spray test. You want to use ours to test with? Last night it rained very little, but my husband was awakened by a drip on his face in bed. The right back side is now leaking! Got all of Joe's under clothes in that shelf wet, stained some of them. All that hot baloney about a rounded roof.... I'd hate to be in a bad rain storm..... We've talked with other people and each have had the same trouble with the same side of the MH. What's happening at the factory? Got to be something wrong there. It's not just our MH on this case, it's others, too.

From the beginning, we noticed the air conditioning on the dash wasn't working. We took it to the Ford dealer as the chassis is a Ford. He kept us waiting for an hour before the mechanic came to look at it. Joe had the motor cover off and all. He pushed this little release ball fitting and it sprayed freon all over him. Joe wiped him off and he said, you need a new compressor. We drove out on to the road and stopped for a light. When we looked up at the light, here was fluid all over the roof inside. Of course we went right back, got the manager, showed him what had happened. I was afraid that fluid may "eat" at the coating we have on the inside of the MH. He got his can of stuff and cleaned it all up for us. We found out, the air conditioner is an add-on AFA so we had to go to the authorized dealer on the other end of town. When he looked into the deal, he asked if anybody had worked on it, we told him about the Ford mechanic, but he said that wouldn't have done this. There are two valves, intake and outlet on the system that lets you keep the air conditioning fluid in the hoses when you need to work on the AC. The top one was closed. If it had been the other way around, the dealer told us it would have been a time bomb just waiting to go off. When the pressure would have built up enough, it would have blown up and probably us with it! Your factory people forgot to open the valves after installing it in the dash. Shoddy workmanship again. This one scares the living daylights out of me, though. We could be a statistic by no

The cruise control didn't work. I told Joe he wasn't doing it right. I read the directions over and over as he was driving, trying all different ways to try and make it work. NO LUCK. Of course not, it didn't work from the factory again. We took it back to our dealer and they took a whole day trying to find out what was wrong. A vacuum hose off from the factory, wasn't hooked up. I ask you how could that driver that took it from the factory to Arizona and then up here to Montana not tell our dealer that these things were not working? He surely must have used the cruise control at one time or another coming clear across the U.S. to Arizona. Also, it must have been hot down there. Don't tell me he didn't use the air conditioner or at least try to. Why wasn't this information passed on to our dealer so he could have had

all that fixed before we took the machine? There's where that check-off list would come in handy. It would have saved a lot of bad feelings between all of us.

The brakes squeaked all the time when we first got the MH and up to 6,000 miles. We took it to Ford to get it checked out. We both have driven enough (I've driven dump trucks, my husband having worked in construction has driven big equipment) to know when something isn't right. Squeaky brakes just aren't right. They said they would try something. In the mean time we got a recall from Ford on the brake system. We took the MH in and they put some little "T" in the system telling us there isn't room enough to let the pressure off. We make a trip to Boise for a job, go home for 3 weeks until the contractor starts up and we take a mountain pass down in Idaho. Joe gears down like he always does when he drives on mountains. We drove the same way we always drive, but no brakes at the bottom of the hill. We let those suckers cool, because they were hot! Dragging on the brakes snoes, something they were suppose to fix. That's why they squeaked. Now we were in trouble. Luckily we had space enough to stop. Smoke pouring out and into the MH. Well, they cooled and we very cautiously drove on home to Montana. You bet we took that sucker back. Well, they now have something new again and it's supposed to be fixed. We shall see. We've warned our kids if anything happens to us, check the brake system and sue them for anything and everything. We're tired of fighting over this machine. Nothing but trouble from DAY ONE. Yes, we have gone as far as the National Safety Board. You have to get a form which they will send you, to fill out and return, then they will look into this problem. Mind you, if it's not fixed on this return trip, we will do just that. My life is worth more than this old "tin Lizzy!"

Also from DAY ONE there's been a cracking, snapping noise under the left dash board. It sounds like a broken cross brace to us. We've had the MH back many times and each time they tell us they can't HEAR the noise we are talking about. Seems funny, as I can hear it from my passenger side when we are driving down the road. I'm sure they DON'T want to hear it because of the extent of the job it would be to fix it. That noise is still there.

The tires on the rear duals touch each other. No, adding air will not help this type of tire. Don't tell us it won't hurt because rubbing together like that WILL wear. We have been to Ford about it and they can't do anything. What can you do? Will you supply spacers? What is your solution to that problem? How are we going to be able to put on chains when there's no space between the tires?

You have a little plastic snap they call "Christmas trees." Please quit using them. They are placed to hold the fenders on. They last about one month, then when you replace them, the replacements are white and show up like the proverbial you know what in the fog! Of course the dealer doesn't have that new color of paint to match yet so here we sit with those "Christmas trees" showing up terribly. Can't you supply at least one can of spray paint for the touch-ups that will inevitably happen?

The sheet metal screw going out to the fenders from under the floor braces are either stripped from the factory (we've replaced four already) or will not stay in at all. The screws in the dome on the front have been over-tightened with cracks running from them. How long after the warranty will that last? Fiberglass isn't easy to fix you know. The screws on the plastic grill on the motor are the same way. Over-tightened until they stripped, then left that way. We've replaced the left side one already.

There is poor design on the shaft where the arms to the wiper blades hook on. The factory boys wouldn't take time to adjust because it's too hard to get in there to adjust. The wipers are large and do a good job, we like the size and the coverage, but they didn't go clear down on the window. Leaving a spot right in the center of the windshield, then when they would start up again, they would go clear over to the spot and start again. When they are in the stopped position, they are out too far on the windshield. Joe got in there, standing on his head, and adjusted them. They work now, but again, why is that necessary, shouldn't something new work right coming from the factory? I guess I'm old-fashioned, but I think it should. The size of the wipers are in-between what you can buy at a parts house. Either

They are too long or too short for what the stores have in stock. We've been all over looking for a backup set. Can't find any. Then, of course, being so new, the dealer doesn't have any on stock either. Don't you think "standard" when you go into something like that?

Joe was looking at the front windows while he was working on those windshield wipers and noticed he could see the inner wall around the passenger side window. He took silicone and fixed my side or that leak would have been worse yet. (The one I told you about.)

The plastic joint cover where the rear end fiberglass dome hits the coach (goes up one side across the roof and down the other side) has shrunk about two inches already. Yes, we told the dealer about it and they said, they always do that. Joe put screws in it to hold it in place. About three months later we saw a couple with a similar coach as ours, going to the dealer to have their problems worked on. Their coach had screws on this item from the factory. Is that quality control again?-some have it, some don't. We happen to be the unlucky ones that don't have it fixed.

We couldn't figure out why the heater was coming off and on so much until we looked at where the vents were. It's a Suburban furnace and that's a good one. We like that. The furnace instructions to the factory are "don't install next to the thermostat." You guessed it, the vent under the dinette table is vented so the heat goes right up to the thermostat. Great thinking. Besides being turned the wrong way, letting the heat go right up to the thermostat it blows right against the dinette wood. How long do you think that will stay clean or stain free with the heat blowing on it all the time? Also the one in the front room should be turned the other way. The way it is now, the heat is forced right up on the davenport and the chair. There again, the cleaning comes to mind. You know, some of us will have their RVs for the rest of our lives. This isn't a piece of equipment we just buy every other year or so. It's a life time savings we've spent on this machine. I'd like it to keep for a few years anyway.

Our cold water faucets in both sinks, run hot for a while first. Some where along the line those lines are crossed. Not much of a problem, but very aggravating and wasteful. Somebody draped one line too low and it's hitting the other. You guess where after it's all finished. Guess I'll have to live with that one.

You can check with our dealer, Pangistch Bros. in Missoula, Montana. We have four or five sheets of items that needed to be fixed. They have all the copies. Each time we would have to take the MH in to town to have it worked on, it would be 20 miles in and 20 miles home, but mind you, that's two rigs! We would have to leave the MH in there for several days for them to work on, that meant we'd have to take the car in so we'd have something to come home with. Do you know what a cost that is with the price of gas and seven miles to the gallon with the MH? Probably doesn't seem much to you maybe but 80 miles for a total of mileage and not to mention the time involved counts up to a lot of money. Who's to reimburse us for all the time and money and inconvenience? Now, with the price of gas, you're lucky it was a lot cheaper then.

I was proud of my last Winnebago but this one I sure can't brag on. In fact, you are getting a lot of advertising from us let me tell you. We belong to a lot of clubs and everybody wants to know how we like our MH. We TELL them. When we go to a Good Sam Samboree, we talk with people there that have Winnebagos and discuss with them our problems and find out theirs. Lots of different kinds of coaches at one of those meetings and we sure are finding out which one is the best any more. Winnebago isn't one of those anymore, sorry to say.

Like I said before, this MH must have been a hurry-up Friday night Special or the Monday morning hang-over job. Either that or the factory hurried it through for the Arizona show and we got stuck with it. It is nothing but a pile of junk put together. Not much really works right in this "thing." I would like to know what you are going to do about this MH. If I had my way, I'd like to get a new one right off the assembly line. Maybe it wouldn't have at least half of the things wrong with it that this one does. We are looking into

Montana laws to see if there is a Lemon Law. If so, we certainly are going to fight for a better MH on these grounds we have stated.

Our dealer got so tired of us coming in (Bob Pangitsch) that he asked us if we would like to go somewhere else. He didn't like us raising our voices to him when we would bring the MH back time after time to get the same item fixed such as the curtain track or the leak in the front which took at least three times to get fixed, if it is fixed! Can you blame him?

We were talking to your Itasca dealer in Boise, Idaho and he said he has seen as many as three rigs like ours come in, in one week, to have repairs before going to the customers. Now (11/90) he tells me that you have turned things around and your MHs are looking better. That doesn't help me. We have waited for a long time to get a new MH and we get stuck with a $68,700.00 pile of junk. We will be patiently waiting for your answer on our problems. As of today, November 27, 1990, we have 11,642 miles on the MH and we have had it since February 28, 1990.

I'll tell you what, we are down here near Boise at Owyhee Dam, on a short job with the Government. You fly to Boise, I'll be there to pick you up and you come and stay with us for a couple of days. I'll show you first-hand what is wrong with this coach. Maybe then you can see what we have to put up with. We'll wine and dine you but probably not at the custom you are used to. We are the poor working class that buys your expensive ill-made equipment.

I'm patiently waiting for your answer.

Very Sincerely,

Joe & Vi

Joseph C./Violet W. Schrage
Home address: 6310 E. Side Hwy.
Florence, Montana 59833

Temporarily at Owyhee Dam Site
P.O. Box 2732
Nyssa, Oregon 97913

Our mail is delivered either way because we are moved by "Official Orders".... Joe is an inspector on the job putting in new hydraulic valves in Owyhee Dam. We should be here until Christmas.

March 7, 1991

After our letter of November 27, 1990 to Mr. Hanson of Winnebago Industries, these are more deficiencies that have shown up.

The Suburban blower fan on the furnace was replaced while we were at Oyhee Dam because it just up and quit. The replaced fan is making noise like the original motor. Suburban has notified Winnebago of the problems with their motors.

The right rear wall panel was loose. It was not laminated properly at the factory so Rangitsch Bros. had to fix what the factory should have done. The trim was coming off above the rear dual. All the trim has been taken off and re-done so they will stay on.

The dealer told us that the factory has found out that the dark color on the bottom part of the MH draws the sun and warps and even breaks the panels. What are we to do after our guarantee runs out?

The electric step into the MH was loose. The welds where it's fastened to the body or frame had to be re-welded. They had broken loose. That portion above the step, inside the MH is a storage area. The whole floor was moving when you opened or closed the door. We could see the carpet moving. That's been fixed by the dealer, again something Winnebago and their quality control didn't live up to. Something that should have been done right at the factory, wasn't....

The leaks on the right hand side of the front of the MH were caused by the dealer not sealing the lag screws when he installed the new awning. The dealer has fixed that but after 10 months of wet walls - when this rots after a later date - who's going to pay for opening up the walls and making needed repairs? By then the guarantee will have run out and you know who will have to pay the bill.

While we were at Oyhee Dam, the weather dropped to below freezing. We experienced trouble with the drain in the shower. We freed it after much work, and put anti-freeze in the drain so we could use our shower when we needed to. When we took it back to the dealer, after we came home, he showed us where the trap is on the outside of the MH and will freeze <u>every</u> time the weather is on the freezing mark.

We've had nothing but trouble with the toilet seat in the bathroom. You can not keep the plastic nuts on the toilet seat tight.

The snapping noise under the left dash is still to be found. The dealer can not find what it is.

After two factory recalls from Ford Motor Company on the brakes, we are not sure this is correct yet. Our MH is equipped with a Ford Motor chassis.

Rear dual wheel tires touch and Ford Motor Company won't do a thing about it.

The motion that HB 252 be concurred in as amended passed 6 to 3 votes. Senator Williams will carry the bill to the floor.

The motion to reconsider HB 252 passed 7 to 1 vote.

EXECUTIVE ACTION ON HOUSE BILL 816

Motion:

Senator Kennedy moved to amend HB 816.
Senator Noble moved HB 816 be concurred in as amended.

Discussion:

Senator Lynch stated that under a lemon law, you are not even talking about the tires. It is just the motor and chassis. The appliances and fixtures should be covered under warranty.

Amendments, Discussion, and Votes:

Senator Gage stated that they would be too broad to put all of the fixtures, furnisher, etc.

The amendments proposed by Senator Lynch (See attached copy) passed unanimously.

Recommendation and Vote:

The motion made that HB 816 be concurred in as amended passed unanimously. Senator Bruski will carry the bill to the floor.

ADJOURNMENT

Adjournment At: 11:35 a.m.

J.D. LYNCH, Chairman

DARA ANDERSON, Secretary

JDL/dia

ROLL CALL

BUSINESS AND INDUSTRY COMMITTEE

DATE 3/13/91

52ND LEGISLATIVE SESSION

NAME	PRESENT	ABSENT	EXCUSED
SENATOR BRUSKI	X		
SENATOR FRANKLIN	X		
SENATOR GAGE	X		
SENATOR HAGER	X		
SENATOR NOBLE	X		
SENATOR THAYER	X		
SENATOR WILLIAMS	X		
SENATOR KENNEDY	X		
SENATOR LYNCH	X		

Each day attach to minutes.

Amendments to House Bill No. 816
Third Reading Copy

For the Committee on Business and Industry

Prepared by Bart Campbell
March 13, 1991

1. Page 2, lines 12 and 13.
Strike: "a" on line 12 through "61-1-132" on line 13
Insert: "the nonresidential portion of a motor home as defined in 61-1-130".

2. Page 2, line 18.
Following: "61-1-105."
Insert: "Motor vehicle does not include components, systems, fixtures, appliances, furnishings, accessories, and features that are designed, used, and maintained primarily for residential purposes."

ROLL CALL VOTE

SENATE COMMITTEE BUSINESS AND INDUSTRY

Date 3/13/91 Bill No. HB816 Time 10 a.m.

NAME	YES	NO
SENATOR WILLIAMS		
SENATOR THAYER	X	
SENATOR NOBLE	X	
SENATOR HAGER	X	
SENATOR GAGE	X	
SENATOR FRANKLIN	X	
SENATOR BRUSKI	X	
SENATOR KENNEDY	X	
SENATOR LYNCH	X	

DARA ANDERSON
Secretary

J.D. LYNCH
Chairman

Motion: To Amend

ROLL CALL VOTE

SENATE COMMITTEE BUSINESS AND INDUSTRY

Date 3/13/91 Bill No. ~~HB 250~~ 816 Time 10 a.m.

NAME	YES	NO
SENATOR WILLIAMS		
SENATOR THAYER	X	
SENATOR NOBLE	X	
SENATOR HAGER	X	
SENATOR GAGE	X	
SENATOR FRANKLIN	X	
SENATOR BRUSKI	X	
SENATOR KENNEDY	X	
SENATOR LYNCH	X	

DARA ANDERSON
Secretary

J.D. LYNCH
Chairman

Motion: BE CONCURRED IN AS AMENDED

SENATE STANDING COMMITTEE REPORT

March 13, 1991

MR. PRESIDENT:

We, your committee on Business and Industry having had under consideration House Bill No. 816 (third reading copy -- blue), respectfully report that House Bill No. 816 be amended and as so amended be concurred in:

1. Page 2, lines 12 and 13.
Strike: "a" on line 12 through "61-1-132" on line 13
Insert: "the nonresidential portion of a motor home as defined in 61-1-130".

2. Page 2, line 18.
Following: "61-1-105."
Insert: "Motor vehicle does not include components, systems, fixtures, appliances, furnishings, accessories, and features that are designed, used, and maintained primarily for residential purposes."

Signed: _____
John "J.D." Lynch, Chairman

3-13-91
And. Coord.

SB 3-13 2:50
Sec. of Senate